

STATE OF MAINE
PUBLIC UTILITIES COMMISSION

Docket No. 2001-863

January 29, 2002

CENTRAL MAINE POWER COMPANY
Request for Approval of Special Rate Contract
Amendment to Unbundle Customer Service
Agreement with Bath Iron Works Corp.

ORDER

WELCH, Chairman; NUGENT and DIAMOND, Commissioners

SUMMARY OF DECISION

By this Order, we grant final approval of an Amendment to the Amended and Restated Customer Service Agreement (CSA) between Central Maine Power Company (CMP) and Bath Iron Works Corporation (BIW). This Amendment unbundles BIW's bundled contract through its expiration on December 31, 2001.

DISCUSSION AND DECISION

On December 17, 2001, CMP filed with this Commission a proposed Amendment to its Amended and Restated CSA with BIW. This Amendment unbundles the pricing of BIW's bundled CSA from the March 1, 2001 meter read date through the expiration date of the bundled contract, December 31, 2001, replacing the Amended and Restated Agreement pricing that ran from March 1, 2000 through February 28, 2001 (granted final approval by Order of the Commission dated January 10, 2001 in Docket No. 2000-281)

We have reviewed the terms of this Amendment and have determined that it is reasonable and complies with 35-A M.R.S.A. § 3204(10). This finding is based, in part, on our decision in Docket No. 2001-166 (Order dated October 2, 2001) in which we found that under 35-A M.R.S.A. § 3204(10), customers should pay a total price for electric generation and delivery consistent with its original special rate contract, even if the price of its new electric generation contract is greater than its original special rate contract. This Amendment is consistent with the Order in that proceeding. Therefore, we grant final approval of the Amendment to the CSA with BIW filed by CMP on December 17, 2001.

Dated at Augusta, Maine, this 29th day of January, 2002.

BY ORDER OF THE COMMISSION

Dennis L. Keschl
Administrative Director

COMMISSIONERS VOTING FOR: Welch
 Nugent
 Diamond

NOTICE OF RIGHTS TO REVIEW OR APPEAL

5 M.R.S.A. § 9061 requires the Public Utilities Commission to give each party to an adjudicatory proceeding written notice of the party's rights to review or appeal of its decision made at the conclusion of the adjudicatory proceeding. The methods of review or appeal of PUC decisions at the conclusion of an adjudicatory proceeding are as follows:

1. Reconsideration of the Commission's Order may be requested under Section 1004 of the Commission's Rules of Practice and Procedure (65-407 C.M.R.110) within 20 days of the date of the Order by filing a petition with the Commission stating the grounds upon which reconsideration is sought.
2. Appeal of a final decision of the Commission may be taken to the Law Court by filing, within 30 days of the date of the Order, a Notice of Appeal with the Administrative Director of the Commission, pursuant to 35-A M.R.S.A. § 1320(1)-(4) and the Maine Rules of Civil Procedure, Rule 73, et seq.
3. Additional court review of constitutional issues or issues involving the justness or reasonableness of rates may be had by the filing of an appeal with the Law Court, pursuant to 35-A M.R.S.A. § 1320(5).

Note: The attachment of this Notice to a document does not indicate the Commission's view that the particular document may be subject to review or appeal. Similarly, the failure of the Commission to attach a copy of this Notice to a document does not indicate the Commission's view that the document is not subject to review or appeal.